

DOCKET NO.: P8191.00

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
RCE TRANSMITTAL

In re Application of: Bozidar Ferek-Petric
For: METHODS FOR ADJUSTING CARDIAC DETECTION CRITERIA AND IMPLANTABLE MEDICAL
DEVICES USING SAME
Serial No.: 09/843,914
Filed: April 30, 2001

CERTIFICATE UNDER 37 CFR §1.8 I hereby certify that this Transmittal and the paper(s), as described herein are being sent via facsimile No. (703) 872-9308, addressed to the Commissioner for Patents, Mail Stop RCE, on this 28th day of September, 2004.

Signature

Molly Chlebeck
MOLLY CHLEBECK

Printed Name

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450,
Alexandria, VA 22313-1450

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Sir:

We are transmitting herewith the attached:

- X Request for RCE Transmittal
- X Please charge Deposit Account No. 13-2546 in the amount of \$770.00 for the RCE fee as required under 37 CFR 1.17(e).
- X Please charge any additional fees or credits to Deposit Account No. 13-2546 which may have been overlooked on this Transmittal with regard to this filing. A duplicate of this transmittal is enclosed.
- X Applicant believes that no extension of time is required. However, if an extension of time is required, please consider this a petition therefor to provide for the possibility that applicant has inadvertently overlooked the need for an extension of time.

Date

28 Sept. 04

Paul H. McDowall
Paul H. McDowall, Reg. No. 34,873
Telephone: (763) 514-3351
Customer No. 27581

PTO/SB/30 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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Request FOR Continued Examination (RCE) TRANSMITTAL Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, Provides for continued examination of an utility or plant application Filed on or after June 8, 1995. See The American Inventors Protection Act of 1999 (AIPA).	Application Number	09/843,914
	Filing Date	April 30, 2001
	First Named Inventor	Bozidar Ferek-Petric
	Group Art Unit	3762
	Examiner Name	F. Oropeza
	Attorney Docket Number	P8191.00

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.
Note: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 60092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. **Submission required under 37 C.F.R. § 1.114**

a. ☒ **Previously submitted**

i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered).

ii. ☒ Consider the arguments in the Appeal Brief or Reply Brief previously filed on August 30, 2004

iii. ☐ Other _____

b. ☐ **Enclosed**

i. ☐ Amendment/Reply

ii. ☐ Affidavit(s)/Declaration(s)

iii. ☐ Information Disclosure Statement (IDS)

iv. ☐ Other _____

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)

b. ☐ Other _____

3. **Fees** The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 13-2546

i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)

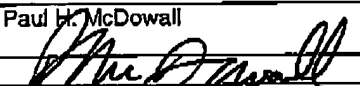
ii. ☐ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)

iii. ☐ Other _____

b. ☐ Check in the amount of \$ _____ enclosed


c. ☐ Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Paul H. McDowall	Registration No.	34,873
Signature		(Attorney/Agent)	
		Date	28 Sept. 04

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name (Print/Type)	Molly Chlebeck	Date	September 28, 2004
Signature			

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Medtronic

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To: Examiner Oropeza
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Fax: 703 872 9306

From: Paul H. McDowall
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Date: September 28, 2004

**Pages including this
cover page:** 3

Comments:

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